

BILL NO. S-71-04- 15

SPECIAL ORDINANCE NO. S- 675-71

AN ORDINANCE approving Water Contract No. 7101 between FOX POINT APARTMENTS and FORT WAYNE WATER UTILITY for Water Main on South Anthony Boulevard.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. The Water Contract No. 7101 dated April 15, 1971 between FOX POINT APARTMENTS, as Contributor, and the FORT WAYNE WATER UTILITY, by and through the Mayor and the Board of Public Works, as Utility, for the construction of 1590 feet of 12 inch water main on South Anthony Boulevard from a point 113.5' south of the south right-of-way line of Chinchilla Drive southward a distance of 1590+ feet, for a total cost of \$16,710.00, all as more particularly set forth in said Water Contract No. 7101, which is on file in the office of the Board of Public Works and is by reference incorporated herein and made a part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. That the Contributor, and any owner or owners of land, their successors in title and assigns, which is now or hereafter located outside the corporate limits of the City of Fort Wayne, Indiana, who taps into the water main set out in Water Contract No. 7101 or any extensions thereof, shall be deemed to thereby waive his, her, their or its right to remonstrate against or otherwise object to, interfere with, or oppose any pending or future annexation by the City of Fort Wayne, Indiana, of such land or of the territory in which such land is located.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.


Councilman

APPROVED AS TO FORM
AND LEGALITY, 

CITY ATTORNEY

Read the first time in full and on motion by Dunifon seconded by Geake and duly adopted, read the second time by title and referred to the (Committee on) city utilities (and to the City Planning Commission for recommendation) (and Public Hearing to be held after due legal notice, at the Council Chambers, City Hall, Fort Wayne, Indiana, on _____ the _____ day of _____ 19 _____, at _____ o'clock P.M., E.S.T.)

Date: 4-27-71

Lucretia H. Bonahoom
City Clerk

Read the third time in full and on motion by Dunifon seconded by Geake and duly adopted, placed on its passage.

Passed (~~lost~~) by the following vote:

| AYES | <u>8</u> | NAYS | <u>2</u> | ABSTAINED | _____ | ABSENT | <u>1</u> | to-wit: |
|-------------|----------|-------|----------|-----------|-------|--------|----------|----------|
| Adams | _____ | _____ | _____ | _____ | _____ | _____ | _____ | _____ |
| Dunifon | <u>✓</u> | _____ | _____ | _____ | _____ | _____ | _____ | <u>✓</u> |
| Fay | <u>✓</u> | _____ | _____ | _____ | _____ | _____ | _____ | _____ |
| Geake | <u>✓</u> | _____ | _____ | _____ | _____ | _____ | _____ | _____ |
| Nickols | <u>✓</u> | _____ | _____ | _____ | _____ | _____ | _____ | _____ |
| Robinson | <u>✓</u> | _____ | _____ | _____ | _____ | _____ | _____ | _____ |
| Rousseau | <u>✓</u> | _____ | _____ | _____ | _____ | _____ | _____ | _____ |
| Steigerwald | <u>✓</u> | _____ | _____ | _____ | _____ | _____ | _____ | _____ |
| Tipton | <u>✓</u> | _____ | _____ | _____ | _____ | _____ | _____ | _____ |

Date 5-11-71

Lucretia H. Bonahoom
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (~~Zoning Map~~) (~~General~~) (~~Annexation~~) (~~Special~~) (~~Appropriation~~) Ordinance (~~Resolution~~) No. 5-675-71

on the 11th day of May, 19 71.

ATTEST: (SEAL)

Lucretia H. Bonahoom
City Clerk

Paul H. Steigerwald
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 12th day of May, 19 71 at the hour of 8:30 o'clock A.M., E.S.T.

Lucretia H. Bonahoom
City Clerk

Approved and signed by me this 12th day of May, 19 71, at the hour of 4:15 o'clock P.M., E.S.T.

Harold S. Zeis
Mayor

Bill No. S-71-04-15

REPORT OF THE COMMITTEE ON CITY UTILITIES

We, your Committee on City Utilities to whom was referred an Ordinance
approving Water Contract No. 7101 between FOX POINT APARTMENTS and FORT WAYNE
WATER UTILITY for Water Main on South Anthony Boulevard,

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance Ad PASS.

JACK K. DUNIFON, Chairman

WILLIAM K. GEAKE, Vice-Chairman

THOMAS G. ADAMS

JOHN NUCKOLS

HERBERT G. TIPTON

Jack K. Dunifon
Wm K. Geake

John G. Nuckols
Herbert G. Tipton

CONCURRED IN

DATE 5-11-71 FUAD G. BONAHOOM, CITY CLERK